

DECLARATION, POWER OF ATTORNEY AND PETITION

File No. T6720.CIP

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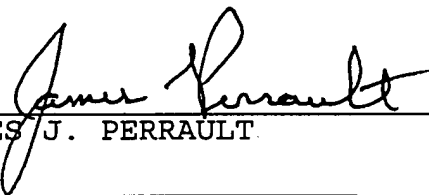
M. Wayne Western  
Customer No. 20452

THORPE, NORTH & WESTERN, L.L.P.  
P.O. Box 1219  
Sandy, Utah 84091-1219  
Telephone: (801) 566-6633  
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Wherefore, we pray that Letters Patent be granted to us for the invention or discovery described and claimed in the foregoing specification and claims, declaration, power of attorney, and this petition.


Signed at VISTA, CA, this 13 day of  
(City) (State)  
NOVEMBER, 1998.

INVENTOR:

  
\_\_\_\_\_  
JAMES J. PERRAULT

Signed at Portello, Idaho, this 12 day of  
(City) (State)  
November, 1998.

INVENTOR:

  
\_\_\_\_\_  
CAMERON G. ROUNS

DECLARATION, POWER OF ATTORNEY AND PETITION

WE, JAMES J. PERRAULT and CAMERON G. ROUNS, declare: that we are citizens of the United States of America; that our post office addresses are 1880 Ithaca Drive, Vista, CA 92083 and 940 North Garfield Ave., Pocatello, ID 83204, respectively; that we verily believe we are the original, first, and sole inventors of the subject matter of the invention or discovery entitled INHERENTLY ANTIMICROBIAL QUATERNARY AMINE HYDROGEL WOUND DRESSINGS, for which a patent is sought and which is described and claimed in the specification filed on September 1, 1998, under Serial No. 09/144,727; that we have reviewed and understand the contents of the above-identified specification, including the claims; and that we acknowledge the duty to disclose information which is material to the examination of this application in accordance with § 1.56(a) of Title 37 of the Code of Federal Regulations.

We hereby claim the benefit under Section 120 of Title 35 of the United States Code of the earlier filed pending application, Serial No. 08/738,651, filed October 28, 1996, and issued on September 1, 1998 as U.S. Patent 5,800,685; and, insofar as the subject matter of each of the claims of this application is not disclosed in the earlier filed pending application in the manner provided by the first paragraph of Section 112 of Title 35 of the United States Code, we acknowledge the duty to disclose material information, as defined in Section 1.56(a) of Title 37 of the Code of Federal Regulations, which occurred between the filing date of

the earlier filed application and the filing date of this application.

We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful, false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the application or any patent issuing thereon.

We hereby appoint as our attorneys and/or patent agents, CALVIN E. THORPE, Registration No. 24,928, VAUGHN W. NORTH, Registration No. 27,930, M. WAYNE WESTERN, Registration No. 22,788, GRANT R. CLAYTON, Registration No. 32,462, ALAN J. HOWARTH, Registration No. 36,553, KARL R. CANNON, Registration No. 36,468, RANDALL B. BATEMAN, Registration No. 37,774, DAVID W. O'BRYANT, Registration No. 39,793, FRANK W. COMPAGNI, Registration No. 40,567, GARRON M. HOBSON, Registration No. 41,073, and KENNETH H. TARBET, Registration No. P43,181 all with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

All correspondence and telephonic communications should be directed to:



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BY *cb* DATE *4-7-99*

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
ASSISTANT SECRETARY AND COMMISSIONER  
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Washington, D.C. 20231

MARCH 23, 1999

PTAS

THORPE, NORTH & WESTERN, L.L.P.  
M. WAYNE WESTERN  
P.O. BOX 1219  
SANDY, UT 84091-1219



\*100920718A\*

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APR - 1 1999

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

Thorpe, North & Western

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

JC564 U.S. PTO  
09/503770  
02/14/00

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 11/19/1998

REEL/FRAME: 9628/0083  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
PERRAULT, JAMES J.

DOC DATE: 11/13/1998

ASSIGNOR:  
ROUNS, CAMERON G.

DOC DATE: 11/13/1998

ASSIGNEE:  
BALLARD MEDICAL PRODUCTS, INC.  
12050 LONE PEAK PARKWAY  
DRAPER, UTAH 84020

SERIAL NUMBER: 09144727  
PATENT NUMBER:

FILING DATE: 09/01/1998  
ISSUE DATE:

PAULA MCCRAY, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

FORM PTO-1595

(Rev. 6-93)

OMB No. 0651-0011 (exp. 4/94)

Tab settings 000

12-14-1998



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U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks

Attached original documents or copy thereof.

## 1. Name of conveying party(ies):

**James J. Perrault****Cameron G. Rouns**Additional name(s) of conveying party(ies) attached? ☒ Yes ☐ No

## 3. Nature of conveyance:

☒ Assignment☐ Security Agreement☐ Other☐ Merger☐ Change of NameExecution Date: **November 13, 1998**

## 2. Name and address of receiving party(ies)

Name: **Ballard Medical Products, Inc.**

Internal Address:

Street Address: **12050 Lone Peak Parkway****Draper, Utah 84020**

City: \_\_\_\_\_ State: \_\_\_\_\_ ZIP: \_\_\_\_\_

Additional Name(s) & address(es) attached? ☐ Yes ☒ No

## 4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: **September 1, 1998**

A. Patent Application No.(s)

**09/144,727**

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: **M. Wayne Western**Internal Address: **THORPE, NORTH & WESTERN, L.L.P.**Street Address: **P.O. Box 1219**City: **Sandy** State: **Utah** ZIP: **84091-1219**6. Total number of applications and patents involved: **1**7. Total fee (37 CFR 3.41).....\$ **\$40.00**☒ Enclosed☒ Authorized to be charged to deposit account

## 8. Deposit account number:

**20-0100 (Deficiencies only)**

(Attach duplicate copy of this page if paying by deposit account)

## 9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

**M. Wayne Western**  
Name of Person Signing

Signature

**Nov mb r 16, 1998**  
DateTotal number of pages including cover sheet, attachments, and document: **3**Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments

WHEN RECORDED RETURN TO:

ATTORNEY DOCKET NO. T6720.CIP

THORPE, NORTH & WESTERN, L.L.P.  
P.O. BOX 1219  
SANDY, UTAH 84091-1219

## ASSIGNMENT

WHEREAS, we, JAMES J. PERRAULT and CAMERON G. ROUNS, resident(s) of California and Idaho, respectively, have invented a certain new and useful improvement in an INHERENTLY ANTIMICROBIAL QUATERNARY AMINE HYDROGEL WOUND DRESSINGS for which an application for United States Letters Patent was filed on September 1, 1998 under Serial No. 09/144,727 ; and

WHEREAS, BALLARD MEDICAL PRODUCTS, INC., a Utah corporation, having a business address of 12050 LONE PEAK PARKWAY, DRAPER, UTAH 84020, is desirous of acquiring the entire right, title, and interest in the same;

NOW, THEREFORE, in consideration of one dollar (\$1.00), the receipt and sufficiency whereof is hereby acknowledged, and other good and valuable consideration, we, the said JAMES J. PERRAULT and CAMERON G. ROUNS, by these presents, do sell, assign, and transfer unto said BALLARD MEDICAL PRODUCTS, INC., the full and exclusive right to the said invention and in and to said application and any and all divisions and continuations, substitutes and reissues of said application and the entire right, title, and interest in, to and under any and all Letters Patent of the United States and foreign countries that may issue or be granted on said invention.

The Commissioner of Patents is hereby authorized and requested to issue said Letters Patent to said BALLARD MEDICAL PRODUCTS, INC. as the assignee of the entire right, title, and interest in and to the same, for its sole use and behoof; and for the use and behoof of

its legal representatives, to the full end of the term for which said Letters Patent may be granted, as fully and entirely as the same would have been held by us had this assignment and sale not been made.

Executed this 13<sup>th</sup> day of NOVEMBER, 1998 at San Diego, CA.

STATE OF California)  
: SS  
County of San Diego)

James J. Perrault  
James J. Perrault

Before me personally appeared James J. Perrault and acknowledged the foregoing instrument to be his free act and deed this 13<sup>th</sup> day of November, 1998.

Raul Chavez  
Notary Public

Residing at/My commission expires:  
Fairbairn CA

3/20/2000



Executed this 12 day of November, 1998 at Pocatello, ID.

STATE OF Idaho)  
: SS  
County of Bannock)

C. Rouns  
Cameron G. Rouns

Before me personally appeared Cameron G. Rouns and acknowledged the foregoing instrument to be his free act and deed this 12<sup>th</sup> day of November, 1998.

Melinda Munk  
Notary Public

Residing at/My commission expires:

November 1, 2002